

TEMPORARY

No. 70901-T

TEMPORARY

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office FEB 26 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed FEB 26 2004

The applicant **Robert S. Dailey and Maria N. Dailey** hereby make application for permission to change the **point of diversion of a portion** of water heretofore appropriated under **Permit 17967, Certificate 6102**

1. The source of water is **Underground**
2. The amount of water to be changed **2.0 c.f.s.**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **within the SW¼ SE¼ Section 20, T.25N., R.41E., M.D.B.&M. or at a point that bears S. 87° W. a distance of 2700 feet to the SW corner of said Section 20.**
6. The existing permitted point of diversion is located within **the SW¼ SW¼ Section 20, T.25N., R.41E., M.D.B.&M. or at a point from which the SW corner of said Section 20 bears S. 22°52'30" W. a distance of 302.60 feet.**
7. Proposed place of use **Same as existing.**
8. Existing place of use **301.04 acres located within the S½ Section 20, T.25N., R.41E., M.D.B.&M.**
9. Use will be from **April 15th to October 1st** of each year.
10. Use was permitted from **April 15th to October 1st** of each year.
11. Description of proposed works **Drilled well, pump, motor and pivot irrigation system.**
12. Estimated cost of works **\$75,000.⁰⁰**
13. Estimated time required to construct works **3 months**
14. Estimated time required to complete the application of water to beneficial use **1 year.**
15. Remarks: **Refer to map filed under Permit 17967 for the existing point of diversion and place of use.**

By **s/Robert S. Dailey**
HC 61 Box 147
Battle Mountain, NV 89820

Compared cmf/ sam ag/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 17967, Certificate 6102 is issued subject to the terms and conditions imposed in said Permit 17967, Certificate 6102 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 17967, Certificate 6102, and Temporary Permit 70901-T shall not exceed 1204.16 acre-feet per season.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **March 28, 2005** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed on or before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 29th day of March, A.D. 2004

Hugh Ricci, P.E.

State Engineer

EXPIRED
DATE MAR 28 2005